

Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street
Chicago, IL 60611



Regular Board Meeting Minutes

Thursday, June 3, 2010

10:00 AM

Board Room

Board of Commissioners

*Commissioner Frank Avila, Commissioner Patricia Horton, Chairman of Finance
Gloria Alitto Majewski, Commissioner Barbara J. McGowan, Vice-President Kathleen
Therese Meany, Commissioner Cynthia M. Santos, Commissioner Debra Shore,
Commissioner Mariyana T. Spyropoulos, President Terrence J. O'Brien*

THE FOLLOWING PROCEDURES WILL GOVERN THE MEETING PROCESS:

- 1. Board Members who vote "Nay, Present, or Abstain" or have a question on any item may request the item be removed from the Consent Agenda.**
- 2. Citizens in the audience who address the Board on any item may request the item be removed from the Consent Agenda.**
- 3. Items removed from the Consent Agenda are considered separately.**
- 4. One roll call vote is taken to cover all Consent Agenda Items.**

Call Meeting to Order

President Terrence J. O'Brien presiding, called the meeting to order at 10:15 a.m.

Roll Call

Present: 9 - Frank Avila; Patricia Horton; Gloria Alitto Majewski; Barbara J. McGowan; Kathleen Therese Meany; Cynthia M. Santos; Debra Shore; Mariyana T. Spyropoulos; and Terrence J. O'Brien

Approval of Previous Board Meeting Minutes

A motion was made by Cynthia M. Santos, seconded by Gloria Alitto Majewski, that the minutes from the last meeting be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

Recess and Reconvene as Committee on the Whole

A motion was made by Debra Shore, seconded by Patricia Horton, to recess and reconvene as a committee of the whole. The motion carried by acclamation. Chorus of Ayes - No Nays

Recess and Reconvene as Board of Commissioners

At 12:35 p.m. President O'Brien reconvened the regular board meeting to order

Finance Committee

Report

- 1 [10-0678](#) Report on Cash Disbursements for the Month of April 2010, in the amount of \$60,047,462.80

 Attachments: [April 2010 Disbursement Report](#)

 Published and Filed
- 2 [10-0697](#) Report on investments purchased during April 2010

 Attachments: [Inv Purch 2010-04 att.pdf](#)

 Published and Filed
- 3 [10-0698](#) Report on the investment interest income during April 2010

 Attachments: [Inv Int Inc 2010-04 att.pdf](#)

 Published and Filed

- 4 [10-0699](#) Report on payment of interest for outstanding District bonds due on June 1, 2010

Attachments: [DS 2010-06A.pdf](#)
 [DS 2010-06B.pdf](#)

Published and Filed

Procurement Committee

Report

- 5 [10-0677](#) Report of bid opening of Tuesday, May 18, 2010

Published and Filed

- 6 [10-0686](#) Report of bid opening of Tuesday, May 25, 2010

Published and Filed

- 7 [10-0705](#) Report on rejection of bids for Contract 10-622-11, Furnishing, Delivering, and Installing Radio Equipment at Various Service Areas, estimated cost \$30,000.00

Published and Filed

Authorization

- 8 [10-0709](#) Authorization to amend Board Order of May 20, 2010, regarding Authority to increase purchase order and amend agreement with Donnelly/Milhouse Joint Venture for professional engineering services for Contract 03-822-2M, Elevator Improvement at Various District Facilities in an amount of \$59,756.50, from an amount of \$290,922.74 to an amount not to exceed \$350,679.24, Account 201-50000-601420, and 601440, Purchase Order 3028261, Agenda Item No. 29, File No. 10-0653

Approved

Authority to Advertise

- 9 [10-0681](#) Authority to advertise Contract 10-051-11 Furnish and Deliver Miscellaneous Hand Tools to Various Locations for a One (1) Year Period, estimated cost \$82,000.00, Account 101-20000-623680

Approved

- 10 [10-0687](#) Authority to advertise Contract 10-624-11 Repairs to the Lockport Powerhouse Interior North Wall, estimated cost \$745,000.00, Account 401-50000-645720, Requisition 1303032

Approved

- 11 [10-0693](#) Authority to advertise Contract 10-839-11 Furnish, Deliver and Install a Bar Screen in the Concentration Tanks at the Calumet Water Reclamation Plant, estimated cost \$325,000.00, Account 101-68000-612650, Requisition 1303040 (*As Revised*)
Approved
- 12 [10-0694](#) Authority to advertise Contract 10-652-11 Furnishing and Delivering Manhole Covers and Frames to the Stickney, Calumet and North Service Areas, estimated cost \$52,700.00, Accounts 101-67000/ 68000/69000-623300, Requisitions 1301522, 1301509 and 1301552
Approved
- 13 [10-0695](#) Authority to advertise Contract 10-025-11, Furnish and Deliver Plumbing Pipe, Fittings and Valves to Various Locations for a One (1) Year Period, estimated cost \$330,500.00, Account 101-20000-623090 (*As Revised*)
Approved
- 14 [10-0696](#) Authority to advertise Contract 10-776-11, Roof Replacement at the Kirie Water Reclamation Plant, estimated cost \$150,000.00, Account 101-67000-612680 Requisition 1296519 (*As Revised*)
Approved

Issue Purchase Order

- 15 [10-0691](#) Issue purchase order and enter into an agreement with Buck Consultants, LLC to provide Multi-Year Benefits Consulting Services for a three-year period, effective July 1, 2010, in an amount not to exceed \$185,000.00 (10-RFP-03), Account No. 101-25000-601170, Requisition 1306420
Deleted by the Executive Director
- 16 [10-0708](#) Issue a purchase order and enter into an agreement with Christopher B. Burke Engineering, Ltd. for professional engineering services for Contract 09-879-5C, Implementation of Watershed Management Ordinance - Phase A, in an amount not to exceed \$169,814.77, Account 501-50000-601410, Requisition 1301563
Debra Shore voted Nay
Mariyana T. Spyropoulos voted Present
Approved

Award Contract

- 17 [10-0682](#) Authority to award Contract 10-690-11, Repair Services for Low Voltage AC and DC Motors at Various Service Areas, to Magnetech Industrial Services, Inc., in an amount not to exceed \$173,700.00, Accounts 101-67000, 68000, 69000-612650, Requisitions 1293080, 1293086, 1294221, and 1295080

 Approved
- 18 [10-0683](#) Authority to award Contract 10-673-11, Repair of Heavy Equipment at the Stickney Water Reclamation Plant and Lawndale Avenue Solids Management Area, to Christofano Equipment Co., Inc., in an amount not to exceed \$520,000.00, Account 101-66000-612760, Requisition 1288599

 Attachments: [APP D 10-673-11.pdf](#)

 Deferred by Cynthia M. Santos
- 19 [10-0684](#) Authority to award Contract 10-656-11, Services to Inspect and Maintain TARP Electrical Control Chambers and Tide Gate Monitoring Systems at Various Locations, to Divane Bros. Electric Co., in an amount not to exceed \$1,157,000.00, Accounts 101-67000, 68000, 69000-612600, Requisitions 1291327, 1293636, 1294267, and 1297036

 Attachments: [APP D 10-656-11.pdf](#)

 Approved
- 20 [10-0700](#) Authority to award Contract 10-925-11, Services to Perform Preventive Maintenance on Synchronous Motors at the Stickney Water Reclamation Plant, to Magnetech Industrial Services, Inc., in an amount not to exceed \$160,000.00, Account 101-69000-612600, Requisition 1291906

 Approved

Increase Purchase Order/Change Order

- 21 [10-0680](#) Authority to decrease purchase order and amend the agreement with the University of Illinois at Chicago, to Conduct a Pharmaceutical Disposal Survey, in an amount of \$17,800.61, from an amount of \$153,846.99 to an amount not to exceed \$136,046.38, Account 101-16000-601170, Purchase Order 3052073

 Approved
- 22 [10-0688](#) Authority to decrease Contract 08-680-11, Roof Repair Services at Various Service Areas, to G. E. Riddiford Company, in an amount of \$18,885.71, from an amount not to exceed \$46,500.01, to an amount not to exceed \$27,614.30, Accounts 101-67000, 69000-612680, Purchase Orders 5000879, 5000880

 Attachments: [Auth to Decrease 08-680-11.pdf](#)

 Approved

- 23 [10-0690](#) Authority to increase purchase order and amend the agreement with Dennis Noble & Associates PC, for Contract 08-RFP-27, Legal Services for Workers' Compensation Defense, in an amount of \$75,000.00, from an amount of \$120,000.00, to an amount not to exceed \$195,000.00, Account 101-30000-601170 Purchase Order 3056303

Approved

- 24 [10-0701](#) Authority to increase purchase order and amend the agreement with AT&T Global Services, Inc. for Contract 07-RFP-22 to provide Local Telephone Service and Long Distance Calling Service, in an amount of \$150,000.00, from an amount of \$746,334.60 to an amount not to exceed \$896,334.60 Account 101-27000-612210, Purchase Order 3049206

Approved

- 25 [10-0702](#) Authority to increase Contract 01-198-AD Demolition of Sludge Disposal Building and Rehabilitation of Pump and Blower House and Coarse Screen Building at the Stickney Water Reclamation Plant, to IHC Construction Companies, LLC, in an amount of \$35,554.31, from an amount of \$30,320,802.20 to an amount not to exceed \$30,356,356.51, Accounts 101-50000-612680, 401-50000-645680, and 645780, Purchase Order 5000961

Attachments: [CO 01-198-AD](#)

Approved

- 26 [10-0703](#) Authority to increase Contract 01-103-2S (REBID), 39th Street Conduit Rehabilitation Phase 1 - Bypass Tunnel, Stickney Service Area, to Kenny/Shea, A Joint Venture, in an amount of \$163,612.90, from an amount of \$146,439,209.36, to an amount not to exceed \$146,602,822.26, Account 401-50000-645600, Purchase Order 5000962

Attachments: [CO 01-103-2S](#)

Approved

- 27 [10-0704](#) Authority to increase Contract 01-817-2E Electrical Equipment Upgrades at Kirie, Egan, North Side and Hanover Park Water Reclamation Plants, to Windy City Electric Company, in an amount of \$16,428.88, from an amount of \$3,454,054.21, to an amount not to exceed \$3,470,483.09, Accounts 401-50000-645690 and 645750, Purchase Order 5000807

Attachments: [CO 01-817-2E 2705201017370500.pdf](#)

Approved

- 28 [10-0706](#) Authority to increase Contract 07-220-3P Primary Settling Tanks and Grit Removal Facilities, Calumet Water Reclamation Plant to F.H. Paschen/S.N. Nielsen/IHC Construction Joint Venture, in an amount of \$64,254.36, from an amount of \$230,371,774.93 to an amount not to exceed \$230,436,029.29, Account 401-50000-645650, Purchase Order 5000954

Attachments: [CO 07-220-3P](#)

Approved

- 29 [10-0707](#) Authority to increase Contract 07-163-3M (Re-Bid) R & D Building HVAC Improvements, Stickney Water Reclamation Plant, to Path-Milhouse, Joint Venture, in an amount of \$12,865.07, from an amount of \$8,266,147.37, to an amount not to exceed \$8,279,012.44, Accounts 401-50000-645680 and 645780, Purchase Order 5001056

Attachments: [CO 07-163-3](#)

Approved

Industrial Waste & Water Pollution Committee

Authorization

- 30 [10-0674](#) Authority for the Board of Commissioners to Approve a Site Specific Variance from the Environmental Remediation Wastewater Ordinance for McCook Industrial Center II Site (*Deferred from the May 6 and May 20, 2010 Board Meetings*)

Approved

- 31 [10-0692](#) Recommendation for the Board of Commissioners to grant the request by Atotonilco #2, Inc. for the Facility Located at 1707 West 47th Street, Chicago, Illinois, for Review by the Board of Commissioners of the 2008 User Charge Liability Determination Made by the Director of Monitoring and Research - Appeal No. 10B-002

Mariyana T. Spyropoulos voted Nay

Terrence J. O'Brien voted Nay

Approved

Maintenance & Operations Committee

Reports

- 32 [10-0675](#) Report on the Solar Hot Water Panel Installation at the John E. Egan Water Reclamation Plant

Deleted by the Executive Director

Real Estate Development Committee

Authorization

- 33 [10-0679](#) Authorize the Village of Worth to conduct its Annual Community Festival from August 6-8, 2010, on its leasehold property located at 115th Street and Oketo Avenue in Worth, Illinois, Cal-Sag Channel Atlas Parcel 8.06

Attachments: [06-03-10_Worth Days Map.pdf](#)

Approved

- 34 [10-0689](#) Issue orders authorizing a third amendment to a 50-year lease between the District and the Mount Prospect Park District on the O'Hare CUP Reservoir site to extend the construction commencement date from May 20, 2010 to May 20, 2015

Attachments: [Mt. Prospect Park District Map.pdf](#)

Approved

- 35 [10-0710](#) Authority to commence procedures to sell approximately 2.5 acres of unimproved real estate located west of the Main Channel in Will County, Illinois, and known as the southern 1/3 of Main Channel Parcel 1.01 upon competitive bid

Attachments: [Canal Barge Co. Map..pdf](#)

Approved

Approval of the Consent Agenda with the exception of Items:15, 18, 32 and 36

Debra Shore voted Nay on Item #16

Mariyana T. Spyropoulos voted Present on Item #16

Mariyana T. Spyropoulos voted Nay on Item #31

Terrence J. O'Brien voted Nay on Item #31

A motion was made by Cynthia M. Santos, seconded by Barbara J. McGowan, to Approve the Consent Agenda. The motion carried by the following roll call vote:

Aye: 9 - Frank Avila, Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Terrence J. O'Brien

Miscellaneous and New Business

Ordinance - Right of Way

36 [R10-001](#)

Adopt Ordinance No. R10-001 Establishing the Right-of-Way for the Construction, Operation, and Maintenance of a portion of the Heritage Park Flood Control Facility in Parts of Sections 2 and 11, Township 42 North, Range 11, East of the Third Principal Meridian in Cook County, Illinois

Attachments: [Ord. R10-001 and Exhibit A 6.3.10](#)
 [Ord. R10-001 Bd. Letter 6.3.10](#)
 [Ord. R10-001, Concept Plan, 6.3.10.pdf](#)

A motion was made by Gloria Alitto Majewski, seconded by Cynthia M. Santos, that this Right of Way Ordinance be Adopted. The motion carried by the following roll call vote:

Aye: 9 - Frank Avila, Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Terrence J. O'Brien

Meeting Summary

Speakers

Hal Sprague, Center for Neighborhood Technology, voiced concerns regarding the contractor's ability to perform services without a conflict of interest. (Re: Procurement Item #16)

Christopher B. Burke, PhD, PE, D.WRE, Christopher B. Burke Engineering, Ltd, spoke of his firm's ability to perform the project without conflict. (Re: Procurement Item #16)

Jim McNally, Vice President, Local 150, International Union of Operating Engineers, AFL-CIO, requested that the District verify that the contractor is paying their workers rates that are in accordance with the Prevailing Wage Act. (Re: Procurement Item #18)

Summary of Requests

Kenneth A. Kits

Mariyana T. Spyropoulos requested a report on the contract estimates. (Re: Procurement Item #6)

Manju Sharma

Debra Shore requested a report on the reasoning for not pursuing a green roof replacement. (Procurement Item # 14)

Manju Sharma

Cynthia M. Santos requested a report on the costs for analysis and construction of a green roof replacement. (Procurement Item # 14)

Darlene LoCascio, Manju Sharma

Cynthia M. Santos requested an inquiry to verify that the contractor is paying their workers rates that are in accordance with the Prevailing Wage Act. (Re: Procurement Item #18)

Keith Smith

Terrence J. O'Brien requested a report on the cost of podcasting the board meeting.

Richard Lanyon

Debra Shore requested a report/proposal for the implementation of a potential unpaid volunteer intern program.

Richard Lanyon

Terrence J. O'Brien requested the security guidelines be re-distributed to the board.

Richard Lanyon

Cynthia M. Santos requested a memorial resolution be created in honor the Angeles Sandoval, mother of Senator Martin A. Sandoval.

Richard Lanyon

Barbara J. McGowan requested that the officials from Washinton be invited to tour the Chicago River in light of the recent article published in the Chicago Tribune.

Study Session

There will be a Study Session on Thursday, June 17, 2010, at 2:00 p.m. in the Board Room to discuss the Main Office Building and McMillan Pavilion Buidling Space Study.

Announcements

Terrence J. O'Brien announced that a press conference would be held on June 3, 2010 at 1:00 p.m. to address the recent article published in the Chicago Tribune regarding the Chicago River.

Board Letter Submission Dates

The next regular board meeting is scheduled for June 17, 2010, please prepare and submit Board items before the following absolute cutoff dates.

Date agenda items are due to the Director of Procurement and Materials Management for signature and preparation: June 7, 2010

Date Board letters are due to the Executive Director: 1:00 p.m., June 10, 2010

Adjournment

A motion was made by Gloria Alitto Majewski, seconded by Barbara J. McGowan, that when the Board adjourns it adjourns to meet on Thursday, June 17, 2010, at 10:00 a.m. and that today's meeting be adjourned. The motion carried by the following roll call vote: /s/ Jacqueline Torres, Clerk

Aye: 9 - Frank Avila, Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Terrence J. O'Brien

APPROVAL:

In accordance with the provisions of 70ILCS 2605/4, each of the foregoing agenda items duly adopted by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago this June 3, 2010, are hereby approved.

APPROVED:

/s/ Terrence J. O'Brien

President Board of Commissioners of the
Metropolitan Water Reclamation District of Greater Chicago
June 3, 2010